

MAY 01 2007

0008-FA-US

J, Wayne E. Nacker, *Wayne E. Nacker*, reg. No. 29,571, certify that this paper was sent to the USPTO by Fax on 1 May 2007, 571 273 8300.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hunt et al.)	
)	Art Unit: 1762
Serial No. 09/748,714 conf. No. 4539)	
)	Examiner: David P. Turocy
Filed: 21 December 2000)	
)	
For: CHEMICAL VAPOR DEPOSITION))	Docket No. 0008-FA-US
METHODS FOR MAKING)	
POWDERS AND COATINGS,)	
AND COATINGS MADE USING)	
THESE METHODS)	

LETTER REGARDING CONTINUED EXAMINATION FEE
Request for Refund of Duplicate \$790 Fee

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A request for Continued Examination in the above-identified case was faxed to the USPTO at 571 273 8300 on 19 April 2007. This was within the 3-month response period to the Final Office Action dated 25 January 2007. A copy of this request is enclosed

While an Internal Fax confirmation was receipt issued (copy enclosed), we did not receive the USPTO's return confirmation.

Accordingly, we sent the request by mail as well. To avoid a duplicate charge, we stated the following at the beginning of a "Letter Regarding Continued Examination (RCE).

Before processing, please check if RCE has already been filed. Please do not make a second charge to deposit account.

A first Charge of \$790 was made on 20 April 2007—the day after the first copy was faxed to the USPTO. Because of concern that the USPTO might make a double charge and because we wished to maintain a Deposit Act. balance in Act. 501231 (nGimat Co.)

Page 1 of 2

0008-FA-US

09/748,714

an e-Replenishment in the amount of \$700 was made on 23 April 2007. A second (duplicate) charge of \$790 was made on 24 April 2007.

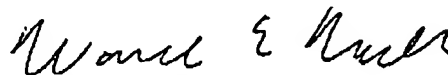
A copy of the April 2007 Deposit Account Statement regarding Deposit Act 501231 is enclosed.

A refund of the duplicate charge of \$790 to Deposit Act. 501231 is requested.

Please note also, that the correct docket no. for this case is 0008-FA-US (not 0028-NA-PCT).

Respectfully Submitted,

1 May 2007



Wayne E. Nacker
Reg. No. 29,571
Customer number 24948

Deposit Account Statement

Page 1 of 1



United States
Patent and
Trademark Office

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MAY 01 2007

**Deposit Account Statement**

Requested Statement Month: April 2007
Deposit Account Number: 501231
Name: NGIMAT CO.
Attention: DAVID SMITH
Address: 5315 PEACHTREE INDUSTRIAL BOULEVARD
City: CHAMBLEE
State: GA
Zip: 30341-2107
Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
04/19	53	E-REPLENISHMENT		9203	-\$790.00	\$1,890.00
04/20	4	09748714	0028-NA-PCT	1801	\$790.00	\$1,100.00
04/23	46	E-REPLENISHMENT		9203	-\$700.00	\$1,800.00
04/24	19	09748714	0028-NA-PCT	1801	\$790.00	\$1,010.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$1,100.00	\$1,580.00	\$1,490.00	\$1,010.00	

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0008-FA-US

MAY 01 2007

09/748,714

I, Wayne E. Nacker, *Wayne E. Nacker*, reg. No. 29,571, certify that this paper was sent to the USPTO at
Mail Stop RCE, Commissioner for Patents, Box 1450, Alexandria, VA, 22313-1450.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hunt et al.)	
)	Art Unit: 1762
Serial No. 09/748,714 conf. No. 4539)	
)	Examiner: David P. Turocy
Filed: 21 December 2000)	
)	
For: CHEMICAL VAPOR DEPOSITION))	
METHODS FOR MAKING)	
POWDERS AND COATINGS,)	
AND COATINGS MADE USING)	
THESE METHODS)	

LETTER REGARDING CONTINUED EXAMINATION (RCE)

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Before processing, please check if RCE has already been filed. Please do not make a second charge to deposit account.

The enclosed request for RCE of the above-identified application was sent by fax to the USPTO (571 273 8300) on 19 April 2007. If this RCE has been previously received and Deposit account 501231 already charged \$790 in respect to this RCE, please do not again charge the deposit account for this amount.

There is doubt that the RCE went through. Although we received an internal fax report that the fax transmission was "OK" (copy enclosed), we did not get the automatic confirmation from the USPTO. Previously, this same event occurred on the fax machine from which the 19 April transmission was sent. In those cases the USPTO did not receive the transmission and it was suggested by USPTO personnel that the USPTO's spam blocker may have prevented reception.

To be sure the RCE is timely filed, this duplicate submission is made. Again, please do not re-charge deposit account 501231 if the charge has already been made.

Page 1 of 2

0008-FA-US

09/748,714

Respectfully Submitted,

19 April 2007

Wayne E. Nacker

Wayne E. Nacker
Reg. No. 29,571
Customer number 24948

05/01/2007 TUE 9:03 FAX 6782873998 MICROCOATING TECHNOLOGY

04/19/2007 THU 10:56 FAX

nGimat Confidential Fax

RECEIVED
CENTRAL FAX CENTER 006/008
MAY 01 2007 001*****
*** TX REPORT ***

TRANSMISSION OK

JOB NO. 0366
DESTINATION ADDRESS 915712738300
PSWD/SUBADDRESS
DESTINATION ID
ST. TIME 04/19 10:55
USAGE T 00'33
PGS. 2
RESULT OK

PTO/SS/30 (04-07)

Approved for use through 09/30/2007. OMB 0831-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it contains a valid OMB control number.

Request
for
Continued Examination (RCE)
TransmittalAddress to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number 09/748,714

Filing Date 21 December 2000

First Named Inventor Hunt

Art Unit 1762

Examiner Name David P. Turocy

Attorney Docket Number 0008-FA-US

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

- b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees**

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. (\$790)
The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 501231. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(c)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$_____ enclosed

c. ☐ Payment by credit card (Form PTO-2012-000000)

MAY 01 2007

PTO/SB/30 (04-07)

Approved for use through 09/30/2007, OMB 0851-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it contains a valid OMB control number.

Request for Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/748,714
	Filing Date	21 December 2000
	First Named Inventor	Hunt
	Art Unit	1762
	Examiner Name	David P. Turcoy
	Attorney Docket Number	0008-FA-US

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 - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - ☐ Other _____
 - ☐ Enclosed
 - ☐ Amendment/Reply
 - ☐ Affidavit(s) Declaration(s)
 - ☐ Information Disclosure Statement (IDS)
 - ☐ Other _____
- Miscellaneous**

 - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required)
 - ☐ Other _____
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 - ☐ Other _____
 - ☐ Check in the amount of \$ _____ enclosed
 - ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Wayne E. Nacker</i>	Date	19 April 2007
Name (Print/Type)	WAYNE E. NACKER	Registration No.	29,571

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.	
Signature	<i>Wayne E. Nacker</i>
Name (Print/Type)	Wayne E. Nacker
Date	19 April 2007

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RCF
09/748,714 21 Dec 2000
Hunt et al. Antitrust 1762
Examiner: Tracy 0008-FA-US
Mailed 19 April 2007
Wang & Co



RCE
(IFW)

Request
for
Continued Examination (RCE)
Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/748,714
Filing Date	21 December 2000
First Named Inventor	Hunt
Art Unit	1762
Examiner Name	David P. Turocy
Attorney Docket Number	0008-FA-US

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04/24/2007 CCHAU1 00000014 501231 09748714
01 FC:1801 790.00 DA

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
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Name (Print/Type)	Wayne E. Nacker	Registration No.	29,571

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